

Civil Enforcement Case Report

Civil Enforcement Case

Basic Information

Case Number: 02-2015-1211

Case Name: E.I DuPont de Nemours and Company

Case Category: Administrative - Formal

Case Status (as of 09/30/2015): Closed

Case Lead: EPA

Court Docket Number: CAA-02-2015-1211

DOJ Docket Number: --

Relief Sought: --

Enforcement Outcome: Final Order With Penalty

Headquarters Division: --

Branch: --

Result of Voluntary Disclosure? No

Multi-media Case? --

Enforcement Type: CAA 113D1 Action For Penalty

Violations: Risk Management Plan - CAA

Penalties – Case Level

Total Federal Penalty Assessed or Agreed To: \$723,438

Total State/Local Penalty Assessed: \$0

Total SEP Cost: \$111,953

Total Compliance Action Cost: \$6,800,000

Total Cost Recovery: \$0

Case Summary

The case was taken in response to an explosion at the plant in November 2011. It was determined that the facility did not act in accordance with the requirements of the General Duty Clause - Section 112r(1).

Laws and Sections

Law	Sections	Programs
CAA	112[R] [1]	Prevention of Accidental Release/General Duty Clause

Citations

Title	Part	Section
40 CFR	68	--

Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110007997953	E I DUPONT DE NEMOURS - YERKES PLANT	3115 RIVER RD	BUFFALO	NY	14207	3081 3088	326113

Defendants

Defendants and Settlements	In Complaint	In Settlement

Case Milestones

Event	Actual Date
Final Order Issued	09/30/2015

Defendants and Settlements	In Complaint	In Settlement
E.I DuPont de Nemours and Company	Y	Y

Event	Actual Date
Complaint Filed/Proposed Order	09/30/2015
Enforcement Action Closed	09/30/2015
Enforcement Action Data Entered	10/05/2015

Related Case Documents

Document	Facility Name	Publish Date	EPA Program
No data records returned			

Pollutants

Pollutant Name	Chemical Abstract Number
No data records returned	

Related Activities

Description	Actual Date
Inspection/Evaluation	06/07/2012

Final Order 1

Final Order Type: Administrative Penalty Order With or Without Injunctive Relief

Final Order Name: E.I DuPont de Nemours and Company

Linked Facilities (FRS ID): 110007997953

Final Order Lodged Date: --

Final Order Entered Date: 09/30/2015

Enforcement Action Closed Date: 09/30/2015

Actual Termination Date: --

Penalties/SEPs/Cost Recovery Amounts

Federal Penalty Assessed or Agreed To: \$723,438

State/Local Penalty Assessed: --

SEP Value: \$111,953

Compliance Action Cost: \$6,800,000

Federal Cost Recovery Awarded: \$0

Complying Actions

Complying Action ID	Category	Description
3600013351	Work Practices	General Duty CAA 112(r)(1)
3600013352	Work Practices	Institutional Controls
3600013353	Work Practices	Work Practices

Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
3600002222	Pollution Prevention/Equipment-Technology Modification	\$111,953	Purchase of equipment for identification of vapor and radiological hazards - with training in the equipment use.

Pollutant Reductions

Resulting From	Pollutant	Annual Amount	Units	Media Affected
No data records returned				